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| <b>USDC SDNY</b><br><b>DOCUMENT</b><br><b>ELECTRONICALLY FILED</b><br><b>DOC #:</b> _____<br><b>DATE FILED:</b> <u>4/23/08</u> |
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**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

IN RE VIVENDI UNIVERSAL, S.A.  
SECURITIES LITIGATION

This Document Relates To:

|               |               |
|---------------|---------------|
| 07 Civ. 5742  | 07 Civ. 7370  |
| 07 Civ. 7775  | 07 Civ. 7776  |
| 07 Civ. 7778  | 07 Civ. 7779  |
| 07 Civ. 7863  | 07 Civ. 7803  |
| 07 Civ. 8208  | 07 Civ. 8156  |
| 07 Civ. 9229  | 07 Civ. 8830  |
| 07 Civ. 9593  | 07 Civ. 10578 |
| 07 Civ. 10954 | 07 Civ. 10995 |
| 07 Civ. 11092 | 07 Civ. 11297 |
| 07 Civ. 11305 | 07 Civ. 11483 |
| 07 Civ. 11484 | 07 Civ. 11485 |
| 07 Civ. 11628 | 08 Civ. 0024  |
| 08 Civ. 0116  | 08 Civ. 0117  |
| 08 Civ. 0418  | 08 Civ. 0908  |
| 08 Civ. 0950  | 08 Civ. 1111  |
| 08 Civ. 1938  | 08 Civ. 01973 |
| 08 Civ. 01974 | 08 Civ. 01983 |
| 08 Civ. 01975 | 08 Civ. 01985 |

No. 02 Civ. 5571 (RJH (HBP))

**STIPULATION AND ORDER**

**WHEREAS** Defendant Jean-Marie Messier served interrogatories upon the Plaintiffs in the above captioned actions ("Individual Plaintiffs") on January 14, 2008, including contention interrogatories, denominated Interrogatories 1-8 ("Messier's Contention Interrogatories");

**WHEREAS** Individual Plaintiffs served interrogatories upon Defendants Jean-Marie Messier, Vivendi Universal, S.A. and Guillaume Hannezo (collectively referred to as "Defendants") on March 14, 2008, including contention interrogatories, denominated Interrogatories 2-17 and 19 ("Individual Plaintiffs' Contention Interrogatories");

**WHEREAS** during a court conference before the Honorable Henry Pitman, United States Magistrate Judge, held April 3, 2008, Individual Plaintiffs and Defendants reached an

agreement whereby both sides would withdraw their contention interrogatories and, in place of Defendants' Contention Interrogatories *and* Plaintiffs' Contention Interrogatories, by May 15, 2008, Individual Plaintiffs agreed to provide a list to Defendants identifying each alleged misrepresentation or omission on which they rely in support of their claims, and, by June 15, 2008, Defendants agreed to identify which defenses, if any, apply to each alleged misrepresentation or omission on Individual Plaintiffs' list;

**WHEREAS** Magistrate Judge Pitman's order of April 10, 2008 strikes Individual Plaintiffs' Contention Interrogatories but omits any mention of Defendants' Contention Interrogatories;

**IT IS HEREBY STIPULATED, BY AND BETWEEN THE UNDERSIGNED COUNSEL,** that Defendants withdraw Messier's Contention Interrogatories.

Dated: New York, New York  
April 11, 2008



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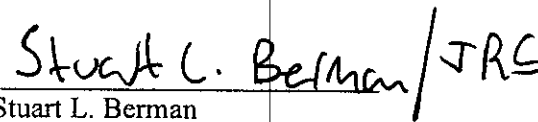


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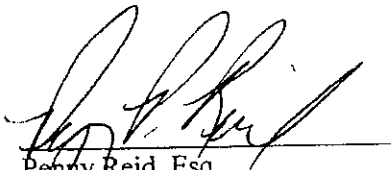
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*Attorneys for Individual Plaintiffs*

**SO ORDERED:**

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Henry Pitman, United States Magistrate Judge

Dated: New York, New York  
April \_\_, 2008


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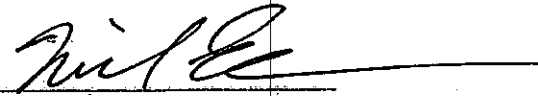
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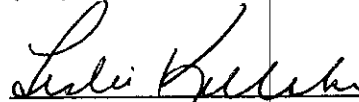
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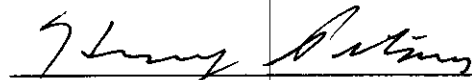
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**SO ORDERED:**

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Henry Pitman, United States Magistrate Judge

Dated: New York, New York  
April 23, 2008